

# House Watch

A summary of today's House actions;  
published daily when the House is in session.



03/11/08

## MESSAGES FROM THE SENATE

[HB 4940](#)

(Condino)

House Bill 4940 (S-1) would amend Part 101 (Uniform Anatomical Gift Law) and Part 102 (Disposition of Human Body Parts) of the Public Health Code to do the following:

- Revise the criteria that an individual must meet to make an anatomical gift during his or her life.
- Revise the list of people who are authorized to make an anatomical gift on a donor's behalf upon or near death.
- Revise provisions pertaining to a document of gift and procedures for amending or revoking a document of gift.
- Revise procedures for determining the recipient of an anatomical gift.
- Prescribe procedures by which an individual could refuse to make an anatomical gift.
- Require a record search to determine whether a decedent had made an anatomical gift.
- Require each hospital to enter into agreements or affiliations with procurement organizations, and authorize administrative sanctions for failure to comply.
- Repeal a section requiring hospitals to implement a policy for the request of anatomical gifts upon or near the death of a patient.
- Require the Secretary of State to maintain a donor registry that provided electronic access to procurement organizations.
- Allow people to create and maintain a donor registry that was not established by or under contract with the State, and require it to give an organ procurement organization access to its records of anatomical gifts.
- Make it a felony to purchase or sell a body part for transplant or to falsify or damage a document of gift for financial gain, and prescribe penalties.
- Change the title of Part 101 to the "Revised Uniform Anatomical Gift Law".

- The house concurred with the Senate Substitute [RC137: 106 yes, 0 no]

## HB 4941

(Angerer)

House Bill 4941 (S-1) would amend Public Act 222 of 1972 (which provides for an official State personal identification card) to revise references to provisions of the Uniform Anatomical Gift Law.

The bill also would do the following:

- -- Require a State ID card to contain the person's digital photographic image.
- Require a State ID card to include its expiration date and physical security features designed to prevent tampering, counterfeiting, or duplication of the card for fraudulent purposes.
- Require, rather than permit, the Secretary of State (SOS) to retain and use a person's image and signature for SOS-administered programs.
- Revise the purposes for which information retained by the SOS may be used.
- Require, rather than allow, a State ID card to contain information appearing in electronic or machine readable codes needed to conduct a transaction with the SOS.
- Allow a person's full legal name, gender, and address, the state of issuance, and the date of a transaction to be included in the coded information; and delete a prohibition against the inclusion of a person's name and address.
- Provide that a State ID card would expire on the person's birthday in the fourth year following the date of issuance, or on the date the person was no longer considered to be legally present in the U.S., whichever was earlier.

- The house concurred with the Senate substitute [RC138: 106 yes, 0 no]

## FINAL PASSAGE

## HB 4981

(Lindberg)

The bill would amend Part 21 (General Real Estate Powers), Subpart 8 (Easements Over State Owned Lands) of the Natural Resources and Environmental Protection Act (NREPA), concerning the grant of roadway easements over state-owned land to individuals owning nearby private land. Among other things, the bill would: *Require* the Department of Natural Resources (DNR) to grant roadway easements over state-owned land provided that specified conditions were met (and no disqualifying conditions were present). Currently, the DNR has discretion as to whether to grant such an easement. Revise the conditions that would qualify or disqualify property for such an easement. Allow an easement document to prohibit a parcel of land being served by the easement from being partitioned or split into parcels of less than 40 acres. Require the Department of Natural Resources (DNR) to provide a written notice and explanation when denying a request for an easement over state land.

- Committee substitute H-1 adopted
- Lindberg amendment #2 adopted
- Advances to the order of third reading of bills
- Placed on the top of the agenda for immediate passage
- Postponed temporarily
- Question on final passage of bill as amended [RC 143: 106 yes, 1 no]
- IE was ordered

### HB 4905

(Meekhof)

The bill would amend Public Act 239 of 1982 to allow the disposal of dead animals in methane digesters. The act was previously amended by Public Act 66 of 2005 to permit the disposal of dead animals by active composting methods. The bill would explicitly specify methane digesters as one of the composting methods for which the Department of Agriculture must promulgate rules. "**Methane digester**" would mean a system designed to facilitate the production of methane from anaerobic microbial digestion of animal or food waste, including dead animals. "**Dead animals**" currently means restaurant grease as well as the bodies, body parts, and other materials from slaughtered animals or animals that have died from any other cause and which are not intended for human food. The term does not include finished products processed by approved methods. The bill would not change the existing definition of "dead animals." Currently, "**active composting**" means the accelerated decomposition of organic materials leading primarily to the production of carbon dioxide, water, heat, and compost. The bill would add **methane** to the list of the primary products resulting from active composting.

- Advances to the order of third reading of bills
- Placed on the top of the agenda for immediate passage
- Postponed temporarily
- Question on final passage of bill as amended [RC 144: 106 yes, 1 no]
- IE was ordered

### HB 5327

(Bieda)

The bill would amend the new Michigan Business Tax Act (MCL 208.1239), which took effect January 1, 2008, to allow insurance companies to claim the compensation credit found in Section 403 in the same manner as other companies under the act. The compensation credit is equal to 0.296 percent of compensation in the state for tax year 2008 and 0.37 percent of compensation in the state for tax year 2009 and beyond. The bill would be retroactive to January 1, 2008.

- Committee substitute H-1 was not adopted
- Bieda amendment adopted
- Advances to the order of third reading of bills
- Placed on the top of the agenda for immediate passage
- [RC 139: 107 yes, 0 no]
- IE ordered

### HB 5861

(Valentine)

(1) There is created within the state trunk line fund a local program fund for the purpose of receiving funds allocated from the Michigan transportation fund and from the state trunk line fund. Funds received shall be distributed 64.2% to the county road commissions of the state to be administered according to section 12 and 35.8% to the cities and villages of the state to be administered according to section 13. (2) There is created within the state trunk line fund a local federal match program for the purpose of receiving the proceeds of bonds issued under section

18b that are to be repaid under section 11(1)(a)(iii). Funds deposited into the local federal match program shall not exceed \$80,000,000.00.

- Committee substitute H-1 adopted
- Hopgood amendment adopted
- Advances to the order of third reading
- Placed on the top of the agenda for immediate passage
- [RC141: 106 yes, 1 no]
- IE Ordered

**HB 5858** (Clemente)

The bill would amend the recently enacted Michigan Business Tax Act (MCL 208.1431c) to allow an "anchor company" (a high technology businesses) to claim a credit against the MBT equal to the sum of up to five percent of the taxable value of the taxable property of a supplier or customer who opens a new location in Michigan located within a ten-mile radius of the anchor company, where the new location is the result of supplier's or customer's relationship with the anchor company. The qualified supplier or customer could be a business that opens a new location, a new business that locates in Michigan, or an existing business that expands. Credit would be based on the value of the property of suppliers and customers that is subject to the General Property Tax Act. The credit could be claimed for up to five years.

- Bill advances to the order of third reading
- [RC141: 106 yes, 1 no]
- IE ordered

**SB 364** (Jacobs)

CONTENT The bill would amend the Corridor Improvement Authority Act to do all of the following:

- Require certain actions by a municipality (city, village, or township) to be taken by resolution rather than by ordinance.
- Delete a requirement of local voter approval for a municipality to issue general obligation bonds.
- Require that notice of a public hearing on a development plan be sent by certified mail to the governing body of each jurisdiction levying taxes that would be subject to capture.
- Delete a requirement that a municipal governing body consider the findings and recommendations of a development area citizens council when considering whether to approve a development plan or tax increment financing plan.
- Require that a development area be adjacent to, or within 500 feet of, a federally designated arterial or collector road and that it be presently served by municipal water or sewer rather than both.
- Revise the definitions of "chief executive officer" and "land use plan".

- Bill advances to the order of third reading
- [RC142: 107 yes, 0 no]
- IE ordered